

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

The Department of Natural Resources is providing this report to satisfy the requirements of the "Procedures Concerning Certain Licenses Act", IC 14-11-4, and its associated administrative rule, 312 IAC 2-3. The application files are available for public inspection at the Division of Water's office in Indianapolis. Please contact the Division's Technical Services Section at (317) 232-4160 or the toll free number 1-877-928-3755 to make an appointment for file review. Photocopies may be made for a nominal charge of \$0.10 per 8 1/2 " X 11" copy.

A pre-action public hearing on an application may be requested by filing a written petition with the Director, Division of Water:

Michael W. Neyer, P.E., Director  
Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

For a petition to be considered valid it must:

1. Contain the typed or legibly printed name and complete mailing address of each petitioner;
2. Be signed by a minimum of 25 individuals who are at least 18 years old and either reside in the county where the project will take place or own real property within 1 mile of the project site;
3. Affirm that each signatory to the petition satisfies the requirements of item 2; and
4. Identify the application for which the public hearing is being requested either by the application # or the applicant's name and the project description.

A petition which does not meet these requirements will be considered invalid and the hearing request will not be granted.

A person may request that the Department provide written notice of its action on an application by filing a written request with:

Division of Water  
Room W264  
402 West Washington Street  
Indianapolis, Indiana 46204

The request must identify the application by either the application # or the applicant's name and the project description.

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23423

Stream : Grassy Creek

Applicant : Division Of Water  
Dave Nance  
402 West Washington Street, RM# W-264  
Indianapolis, IN 46204-2748

Description : A temporary rock access road will be constructed with silt fence on the upstream and downstream sides. A 2' by 10' by 5' rock energy dissipator pad will be constructed. Temporary cofferdams will be constructed upstream and downstream of the control structure. The work areas will be dewatered by pumping the trapped water through a filter bag to the rock dissipator pad. The boat transfer structure and trough will be removed, repaired, and reinstalled. Steel sheet piling will be installed from the west abutment to the east shoreline. The top portion of the existing concrete weir, west abutment, east abutment, and top 18" of the pier will be removed and new concrete caps will be constructed. Rock scour protection will be placed at the downstream toe of the overflow weir section. The temporary cofferdams will be removed after all work on the control structure and reinstallation of the boat transfer is complete. After the disturbed areas have stabilized the erosion controls will be removed. Details of the project are contained in information and plans received at the Division of Water on June 30, 2005

Location : at the Grassy Creek Control Structure; approximately 400' south (downstream) of County Road 500 North  
near Barbee, Tippecanoe Township, Kosciusko County  
NE¼, NW¼, NE¼, Section 20, T 33N, R 7E, North Webster Quadrangle  
Quad Code: 4108536  
UTM Coordinates: Downstream 4573386 North, 605922 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23426

Stream : St. Joseph River

Applicant : Paragon Landscape, Inc  
David Kieser  
PO Box 606  
Grabill, IN 46741-0606

Description : An eroding stream bank will be stabilized by placing a glacial stone seawall along 200' of the applicant's frontage. Number 2 riprap will be used as a sub-base for the glacial stone. Native Indiana boulders will be scattered along the bank for aesthetic purposes. Details of the project are contained in information and plans received at the Division of Water on July 6, 2005.

Location : 10503 Lagoon Drive  
near Grabill, Cedar Creek Township, Allen County  
NW¼, SE¼, NW¼, Section 27, T 32N, R 13E, Cedarville Quadrangle  
Quad Code: 4108521  
UTM Coordinates: Downstream 4563090 North, 666660 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

Application # : FW-23427

Stream : Tippecanoe River

Applicant : City of Warsaw  
David Henderson  
PO Box 953  
Warsaw, IN 46581-0953

Description : A 20' wide open channel with 2:1 side slopes and lined with native stone will be constructed at the outlet end of a proposed 1200' long, 42" sewer pipe. Details of the project are contained in information and plans received at the Division of Water on July 6, 2005.

Location : Approximately 1700' northeast of the County Road 150 West crossing  
near Warsaw, Wayne Township, Kosciusko County  
SW¼, NE¼, NE¼, Section 6, T 32N, R 6E, Leesburg Quadrangle  
Quad Code: 4108537  
UTM Coordinates: Downstream 4568071 North, 595023 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23428

Stream : Little Salt Creek

Applicant : Edwin D Sowders  
PO Box 81  
Avoca, IN 47420-0081

Description : Approximately 150' of the stream's eroded bank will be restored to its pre-eroded condition and stabilized with gabion baskets and riprap to protect the bank from further erosion. The gabions will be keyed into the streambed at its base and will conform to the existing non-eroded banks at the project limits. Details of the project are contained in information and plans received at the Division of Water on July 6, 2005.

Location : Along the right (north) streambank, approximately 200' downstream of the confluence of an unnamed tributary to Little Salt Creek  
near Bartlettsville, Pleasant Run Township, Lawrence County  
NE¼, SW¼, SW¼, Section 9, T 6N, R 1E, Bartlettsville Quadrangle  
Quad Code: 3808684  
UTM Coordinates: Downstream 4312815 North, 550227 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23429

Stream : Little Calumet River

Applicant : \*Indiana Department of Transportation  
Carole Korbly Scott  
100 North Senate Avenue, Room N642  
Indianapolis, IN 46204-2249

Description : The existing steel beam bridge carrying State Road 49 over the river will be rehabilitated. The main features of the rehabilitation will include the replace the existing bridge rail and approach railing, reconstruc the bridge deck and mudwalls, remove the cap and piers on Bent No. 5 down to the top of crashwall; repair crashwall at Bent No. 5 and slopewalls; eliminate the existing expansion joings by creating a semi-integral end bent; raise the beams 1" - 2", install new deck drains, replace the approach slabs; grade the shoulders within proposed guardrail limits and place riprap over geotextile around the piers. The clear roadway width of the repaired northbound structure will be a minimum of 45' - 30½, and the repaired southbound structure willbe a minimum 36' - 9¼". Both will consist of two 12' wide traffic lanes, one variable width ramp lane, and 5'-3" outside and 2'-9" inside shoulders. (Indiana Department of Transportation structure # 49-64-2269B & JB). Details of the project are contained in information and plans received at the Division of Water on July 1, 2005.

Location : At the State Road 49 crossing over Little Calumet River  
near Chesterton, Westchester Township, Porter County  
Section 30, T 16N, R 5W, Chesterton Quadrangle  
Quad Code: 4108751

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23434

Stream : Unnamed Tributary Sloan Branch

Applicant : Bartholomew County  
Danny Hollander  
2452 State Street  
Columbus, IN 47201-7348

Description : The existing bridge carrying County Road 250 North over the stream will be replaced with a new structure approximately 130' east of the existing bridge to improve traffic flow. The new structure will be a prefabricated three-sided concrete structure under fill. In addition, approximately 800' of the stream channel will be relocated. The proposed channel will have a 6' wide x 1' deep low flow shelf that will meander through a larger 19' channel with 2:1 slopes. A combination of erosion control blankets and riprap will be used for erosion control. Tree and shrubs will be planted along the realigned channel. Large rocks in the existing channel will be moved to the new channel and placed in clusters. Details of the project are contained in information and plans received at the Division of Water on July 7, 2005.

Location : At the County Road 250 North stream crossing  
near Columbus, Clay Township, Bartholomew County  
SW $\frac{1}{4}$ , SE $\frac{1}{4}$ , NE $\frac{1}{4}$ , Section 11, T 9N, R 6E, Elizabethtown Quadrangle  
Quad Code: 3908527  
UTM Coordinates: Downstream 4343726 North, 601435 East

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23436

Stream : French Lick Creek

Applicant : Blue Sky Resorts, LLC  
Mike Hartman  
401 Pennsylvania Parkway  
Indianapolis, IN 46280-1385

Description : The proposed French Lick Casino will be developed along the stream. Construction associated with the facility will consist of a new lake, space for the casino, and associated parking areas. The parking lots will be constructed on 7' of fill and will be set 440' back from the creek. The fill will have a finished elevation of 485' to 487' and will have 3:1 side slopes from the finished grade down to the existing floodplain elevations. The proposed casino and parking garage will have lowest floor elevations of 492.0', NGVD. Details of the project are contained in information and plans received at the Division of Water on July 6, 2005.

Location : Along the left (west) bank, beginning at the intersection of State Roads 56 and 145 and continuing downstream (north) approximately 1200'  
DOWNSTREAM: at French Lick, French Lick Township, Orange County  
SE¼, SW¼, Section 34, T 2N, R 2W, French Lick Quadrangle  
Quad Code: 3808655  
UTM Coordinates: Downstream 4267256 North, 533410 East  
UPSTREAM: NE¼, NW¼, Section 3, T 1N, R 2W

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23438

Stream : Sand Creek

Applicant : Blue Sky Resorts, LLC  
Mike Hartman  
401 Pennsylvania Parkway  
Indianapolis, IN 46280-1385

Description : The proposed French Lick Casino will be developed along the stream. Construction associated with the facility will consist of a new lake, space for the casino, and associated parking areas. The parking lots will be constructed on 7' of fill and will be set 440' back from the creek. The fill will have a finished elevation of 485' to 487' and will have 3:1 side slopes from the finished grade down to the existing floodplain elevations. The proposed casino and parking garage will have lowest floor elevations of 492.0', NGVD. Details of the project are contained in information and plans received at the Division of Water on July 6, 2005.

Location : Along the right (south) bank of Sand Creek beginning 1000' west of State Road 56 and continuing upstream for approximately 800'  
DOWNSTREAM: at French Lick, French Lick Township, Orange County  
SE¼, Section 34, T 2N, R 2W, French Lick Quadrangle  
Quad Code: 3808655  
UTM Coordinates: Downstream 4267416 North, 533213 East  
UPSTREAM: NE¼, NW¼, Section 3, T 1N, R 2W

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10



# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23439

Stream : St. Joseph River

Applicant : Terry Streib  
609 North Division Street  
Bristol, IN 46507-8927

Description : Approximately 160' of 250' of eroded north streambank will be stabilized with end dumped rip rap over geophysical fabric to protect the bank from further erosion. The rip rap will follow a slightly bowed line from the west property line to the eastern most tree on the property along the river. It will have a maximum height of 2', a maximum streamward projection of 6' beyond the existing bank. The rip rap will be about 2' deep and project smoothly into the existing area. The rip rap will be covered appropriately and seeded with grass and wetland plants to maintain a natural look and feel to the bank. Details of the project are contained in information received electronically at the Division of Water on July 12, 2005.

Location : 609 N. Division St. Bristol, IN. Approximately 1150yd. downstream (west) from the Division St. Bridge on the north side of the St. Joseph River  
at Bristol, Washington Township, Elkhart County  
Section 22, T 38N, R 6E, Bristol Quadrangle  
Quad Code: 4108567

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23442

Stream : Dunes Creek

Applicant : Indiana Department of Natural Resources  
Todd Webb  
1600 North 25 East  
Chesterton, IN 46304-1142

Description : The applicant proposes a stream restoration project. The project involves the removal of approximately 480' of culvert and the 3,775 cubic yards of concrete fill and parking lot above it. A temporary channel and sediment basin are proposed to be constructed, necessitating the temporary placement of 25 cubic yards of material to block the culvert and divert water flow during construction of the permanent, restored channel. Excavation of 16,000 cubic yards of sand and sediment is proposed during the construction of the permanent channel. Once the channel is completed, discharge of 200 cubic yards of material to fill the temporary channel is proposed. The banks and floodplain of the permanent channel will be seeded and planted with native species. Details of the project are contained in information received electronically at the Division of Water on July 12, 2005.

Location : The project is located within Indiana Dunes State Park  
at Chesterton, Westchester Township, Porter County  
Section 13, T 37N, R 6W, Dune Acres Quadrangle  
Quad Code: 4108761

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : FW-23443

Stream : Hogan Creek

Applicant : Earth Exploration, Inc.  
Richard D. Olson  
7770 West New York Street  
Indianapolis, IN 46214-2988

Description : The project will include the installation of two groundwater monitoring wells to a depth of 10' to 15' below the ground surface. This project is being performed under the direction of the Indiana Department of Environmental Management (IDEM) Leaking Underground Storage Tank (LUST) program. The agent (AEE) is working with the IDEM on behalf of the property owner. Two soil borings will be advanced with 4¼-in. I.D. hollow stem augers with continuous split spoon samples. The soil borings will be completed as 2-in I.D. Schedule 40 PVC wells with 5' to 10' of 10-slot screen, sand to about 1' above the screen, a bentonite chip seal or grout near the surface, and expandable locking cap and a flush-mount well cover (8 in. I.D.) The area where the wells are to be installed is located along the south bank of Hogan Creek immediately north of Stan's Shell Station. The wells are scheduled to be installed approximately 15' to 20' from the normal water line. This area currently consists of small diameter trees and scrub vegetation. A path approximately 75' to 100' in length and 8' in width will need to be cleared to allow for access of the drill rig. We anticipate the use of a bull dozer to provide this access. In addition, an approximate 1' cut will be necessary to level out the path. The purpose of the groundwater monitoring wells will be to obtain groundwater samples for chemical analysis as part of a corrective action plan under the IDEM's LUST Program. Details of the project are contained in information received electronically at the Division of Water on July 13, 2005.

Location : The project is located along the south bank of Hogan Creek beginning approximately 150 ft west of US 50 and continuing upstream for approximately 100 ft near Aurora, Center Township, Dearborn County.

NW¼, NE¼, Section 32, Township 5N, Range 1W, Aurora Quadrangle

At Aurora, Center Township, Dearborn County  
Section 32, T 5N, R 1W, Aurora, IN-KY Quadrangle  
Quad Code: 3908418

Statute/Rule : Flood Control Act, IC 14-28-1, with the associated Flood Hazard Area Rule, 312 IAC 10

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : PL-20177

Lake : Cree Lake

Applicant : Steve and MaryAnn Heltzel  
10537 North A Drive  
Kendallville, IN 46755-9722

Description : A new concrete seawall will be constructed across the applicant's 100' frontage. The lakeward face of the wall will be located along the lake's legal/average normal shoreline. Details of the project are contained in information and plans received at the Division of Water on June 27, 2005.

Location : 10537 North A Drive  
near Kendallville, Wayne Township, Noble County  
SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , NW $\frac{1}{4}$ , Section 9, T 36N, R 11E, Wolcottville Quadrangle  
Quad Code: 4108553  
UTM Coordinates: Downstream 4596016 North, 644380 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20178

Lake : Cree Lake

Applicant : Don Bilbee  
10525 North A Drive  
Kendallville, IN 46755-9722

Description : A new concrete seawall will be constructed across the applicant's 92' frontage. The lakeward face of the wall will be located along the lake's legal shoreline. Details of the project are contained in information and plans received at the Division of Water on June 27, 2005.

Location : 10525 North A Drive  
near Kendallville, Wayne Township, Noble County  
NW $\frac{1}{4}$ , SW $\frac{1}{4}$ , SW $\frac{1}{4}$ , Section 9, T 35N, R 11E, Wolcottville Quadrangle  
Quad Code: 4108553  
UTM Coordinates: Downstream 4595990 North, 644384 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : PL-20180

Lake : Shriner Lake

Applicant : David Miller  
1632 East Poplar Road  
Columbia City, IN 46725-8990

Description : A 40' x 30' underwater beach will be constructed across 40' of the applicant's 83' frontage by placing a uniform 6" layer of pea gravel on the lakebed. Details of the project are contained in information and plans received at the Division of Water on June 29, 2005.

Location : 1632 East Poplar Road; east half of Lot 3 and Lot 4 of Chubs Subdivision near Columbia City, Thorncreek Township, Whitley County  
SE¼, SW¼, SW¼, Section 2, T 32N, R 9E, Merriam Quadrangle  
Quad Code: 4108534  
UTM Coordinates: Downstream 4567586 North, 629098 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20184

Lake : Witmer Lake

Applicant : Douglas P Waltz  
14416 Shore Oaks Cove  
Fort Wayne, IN 46814-9076

Description : A new concrete seawall will be constructed across the applicant's 100' frontage. The lakeward face of the wall will be located along the lake's legal shoreline. Details of the project are contained in information and plans received at the Division of Water on June 30, 2005.

Location : 7200 South 168 East  
near Wolcottville, Johnson Township, LaGrange County  
SE¼, NW¼, NE¼, Section 32, T 36N, R 10E, Oliver Lake Quadrangle  
Quad Code: 4108554  
UTM Coordinates: Downstream 4599466 North, 634108 East

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

# Indiana Department of Natural Resources / Division of Water

## 30 Day Public Notice Report

---

Application # : PL-20193

Lake : Simonton Lake

Applicant : Thomas D Lehman  
26313 Lake Drive  
Elkhart, IN 46514-6256

Description : An existing 20' wide, 100' long channel off Simonton Lake will be restored to its original condition to improve navigation and allow access to the lake. Approximately 3' of accumulated muck and debris will be removed from the channel bed by dredging to a depth of 5' below the legal level of the lake at the center of the channel and sloping uniformly to a depth of 2' at the shoreline. The excavated material will be transported to an upland containment area for dewatering and disposal. Water from the containment area will not be allowed to return to the lake. Details of the project are contained in information received electronically at the Division of Water on July 13, 2005.

Location : the project location is 50989 beach rd, elkhart IN 46545  
At Elkhart, Osolo Township, Elkhart County

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11

Application # : PL-20194

Lake : Lake Wawasee

Applicant : Tim France  
12572 n rainey rd. west  
Syracuse, IN 46567

Description : A 46' shoreguard vinyl seawall will be constructed across the applicant's frontage. The wall will be connected to both adjoining seawalls and be constructed of 12' x 18" vinyl sheets driven 9.5' into the channel bottom and tied back to the back every 4.5'. Approximately 30 cubic yards of clean pea gravel will be placed behind the wall and topped with 3" to 4" of topsoil and graded to the existing ground level. Details of the project are contained in information received electronically at the Division of Water on July 14, 2005.

Location : 12572 North Rainey Road West; Lot 34 in Rainey's Court  
  
near Syracuse, Turkey Creek Township, Kosciusko County  
Section 9, T 34N, R 7E

Statute/Rule : Lakes Preservation Act, IC 14-26-2, with the associated Public Freshwater Lake Rule, 312 IAC 11